

SENATOR CLARK: I'm kind of like Senator Kime, I think that it would be hard to get back in a lot of cases.

SENATOR LUEDTKE: I don't.

PRESIDENT: Senator Fellman.

SENATOR FELLMAN: Mr. President, members of the Legislature I look like I am on the loosing side in support of this bill but I can't help but make a couple of observations. One is that that drivers license that we carry in our pocket isn't really the holliest document in the world. Even....I guess that nobody even agrees with that. Possibly it is the most holy document in the world then I think that we really ought to rexamine our values and our laws. This little piece of paper that you get in exchange is exactly like that drivers license and does exactly the same thing. But that isn't the point of this bill. The whole point of it, and there has been no real discussion about it in the fears that everyone has expressed. The point of this bill is to merely allow a person to not have to post a bond of dollars. I think that maybe many of you won't want to acknowledge but I have had the experience of driving someplace and being stopped out of state as well as in state and being told that you have to post a fifty or a hundred dollar bond. I have also had the experience of wondering whether I had the fifty or hundred bond on cash on me, and I might not have had the right kind of insurance where I could....I grant that there are some policies that have an automatic bond deal on it, but everyone doesn't carry one of those. There are people that don't have fifty or a hundred dollars. Everybody doesn't make \$4,800 a year like all of us do in this legislature and with the price of gas what it is we might even be driving across this state paying a dollar a gallon for gas and be short after the \$400 a month check is gone by the 20th of the month. This...the purpose of this thing is to merely allow you to not have to post a bond. What it really is an attempt to do is to prevent a persons being held up in effect by small town justice and being able to say here is my license and be able to go on my way. Then if you have a problem about a trial date or you want a continuance you send a letter to the court and you get a new trial date set. If you want to hire a lawyer you do that. If you want to plead guilty you sign the waiver and you are on the way. All this really does is gives a person a way out of being held up for cash in a town that he might never come back too. Whether that is Podunk, Nebraska or you know the capitol of the state or Omaha or Gothenburg, Ralston or even Lincoln, it really doesn't matter. Now I don't think that this is the most important piece of legislation in the area of justice that is going to come across our desks, but this is part of an attempt to reform the judicial system in the area of bail bond, where there has been gross injustices historically in this country and in this state. This is one little attempt to do so. To vote on this for any other reason is to really not understand the point of the bill.

PRESIDENT: Senator Whitney, DeCamp, Murphy, Stull and Nore.

SENATOR WHITNEY: Mr. President, may I ask Senator Luedtke a question. Lets assume that I am driving in Omaha and I commit a little motor vehicle violation so I give my license and I give up my license and I go back to my home county and I take out another license. Just leave the first license in the hands of the police department of Omaha. Now what happens?

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